

WEDNESDAY, MARCH 22, 1989

TWENTY-THIRD LEGISLATIVE DAY

The House met at 2:00 p.m. and was called to order by Mr. Speaker Murray.

The proceedings were opened with prayer by Rev. Lloyd Peoples, Sr., Rockland Baptist Church, Hendersonville, Tennessee.

Representative Tim Garrett led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present . . . . . 97

Representatives present were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under Rule No. 20:

The Speaker announced that Representative Ruth Robinson was excused because of a National Dairy Board meeting.

REPORT OF CHIEF ENGROSSING CLERK  
March 21, 1989

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House

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Bill(s) No(s). 16, 60, 300, 633, 641, 729, 934 and 1446; and House Joint Resolution(s) No(s). 140, 141, 142, 161 and 163; for his action.

BETTY KAY FRANCIS,  
Chief Engrossing Clerk.

**SIGNED**  
**March 21, 1989**

The Speaker announced that he had signed the following: Senate Bill(s) No(s). 148, 162, 199, 320 and 322; and Senate Joint Resolution(s) No(s). 108, 109, 110, 112, 113, 114, 115 and 147.

**ENROLLED BILLS**  
**March 21, 1989**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bill(s) No(s). 190, 205, 208, 210, 211, 212, 216, 217, 223, 231, 254, 631 and 1448; and House Joint Resolution(s) No(s). 144 and 148; and find same correctly enrolled and ready for the signatures of the Speakers.

BETTY KAY FRANCIS,  
Chief Engrossing Clerk.

**SIGNED**  
**March 21, 1989**

The Speaker announced that he had signed the following: House Bill(s) No(s). 190, 205, 208, 210, 211, 212, 216, 217, 223, 231, 254, 631 and 1448; and House Joint Resolution(s) No(s). 144 and 148.

#### **RULES SUSPENDED**

Rep. Collier moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 179 out of order, which motion prevailed.

**House Joint Resolution No. 0179 --** Memorials, Personal Achievement -- Congratulates Carrie Folks on being named "Miss Tennessee". by \*Collier, \*Kisber.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Collier, the resolution was adopted by the following vote:

Ayes. . . . .	98
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

#### REGULAR CALENDAR

\*House Bill No. 0009 -- Election Laws -- Modifies certain provisions relative to the location of polling places and notification requirements. Amends TCA, Title 2, Ch. 3, Pt. 1.

On motion, House Bill No. 9 was made to conform with Senate Bill No. 96.

On motion, Senate Bill No. 96, on same subject, was substituted for House Bill No. 9.

Rep. Pruitt moved that Senate Bill No. 96 be passed on third and final consideration.

Rep. Pruitt moved to amend as follows:

#### Amendment No. 1

Amend Senate Bill No. 96 by deleting from Section 2 the words "any candidate who is seeking to serve such affected area" and by substituting instead the words "the elected officials representing the affected area".

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Pruitt moved that Senate Bill No. 96, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

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Ayes. . . . . 96  
Noes. . . . . 0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

**House Bill No. 0767** -- Insurance, Credit Life -- Authorizes credit life insurance policy provider to limit liability in certain circumstances. Amends TCA, Title 56, Ch. 7.

Further consideration of House Bill No. 767, previously considered on March 6 and March 8, 1989, at which time Amendment No. 1 was adopted and it was reset to the Calendar for March 22, 1989.

Rep. Wheeler moved that House Bill No. 767 be reset to the first available space on the Calendar for February, 1990, which motion prevailed.

**House Bill No. 0990** -- Boards and Commissions -- Revises qualifications for membership on the Commission of Indian Affairs. Amends TCA 4-34-104.

Rep. Hillis moved that House Bill No. 990 be passed on third and final consideration.

Rep. Garrett moved to amend as follows:

**Amendment No. 1**

House Bill No. 990 by adding the following new section immediately before the effective date section and by renumbering the effective date section accordingly:

Section \_\_\_\_.

Tennessee Code Annotated, Section 4-29-212(a), is amended by adding a new item thereto as follows:

( ) Commission of Indian affairs, created by Tennessee Code Annotated, Section 4-34-101;

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Hillis moved that House Bill No. 990, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	97
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

A motion to reconsider was tabled.

**House Bill No. 0383 -- Real Estate Agents and Brokers --** Permits persons holding real estate affiliate broker's license on or prior to date certain to apply for broker's license based upon certain requirements in effect on such date. Amends TCA 62-13-303.

Rep. Crain moved that House Bill No. 383 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	96
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon,

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Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

**\*House Bill No. 0653 -- Taxes, Income --** Deletes certain language regarding exemption from taxation on income from evidence of indebtedness issued by certain in-state banks. Amends TCA 67-2-101, 67-8-111, 67-8-411.

Rep. Crain moved that House Bill No. 653 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	97
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

A motion to reconsider was tabled.

**House Bill No. 0524 -- Auctions and Auctioneers --** Adds members to the auctioneer's commission. Amends TCA 62-19-104.

Rep. Collier moved that House Bill No. 524 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	91
Noes. . . . .	6

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 91.

Representatives voting no were: Coffey, Gunnels, Henry (Roane), Kent, Kernell, Stamps -- 6.

A motion to reconsider was tabled.

\*House Bill No. 0539 -- Civil Procedure -- Makes court ordered sales final unless court reopens. Amends TCA, Title 35, Ch. 5.

Rep. Collier moved that House Bill No. 539 be passed on third and final consideration.

Rep. Buck moved to amend as follows:

**Amendment No. 1**

Amend House Bill No. 539 by adding the following language as a new paragraph at the end of the amendatory language of Section 1:

The advertisement for any sale conducted in accordance with the provisions of this section shall clearly and conspicuously state that, subject to the court's approval, such sale shall be a final one and will not be reopened at a later date.

On motion, Amendment No. 1 was adopted.

Rep. Collier moved to amend as follows:

**Amendment No. 2**

Amend House Bill No. 539 by deleting from Section 2 the

figures "1988" and by substituting instead the figures "1989".

On motion, Amendment No. 2 was adopted.

Thereupon, Rep. Collier moved that House Bill No. 539, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	91
Noes. . . . .	6

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Buck, Burnett, Byrd, Cain, Callicott, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Hassell, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 91.

Representatives voting no were: Bragg, Chiles, Harrill, Haun, Moody, Stamps -- 6.

A motion to reconsider was tabled.

**House Bill No. 0566 -- Medicare and Medicaid --** Requires revision of method of calculating payments for in-patient hospital services under medicaid. Amends TCA, Title 71, Ch. 5.

On motion, House Bill No. 566 was made to conform with Senate Bill No. 787.

On motion, **Senate Bill No. 787**, on same subject, was substituted for House Bill No. 566.

Rep. Winningham moved that Senate Bill No. 787 be passed on third and final consideration.

Rep. Bell moved the previous question, which motion prevailed.

Thereupon, Rep. Winningham moved that Senate Bill No. 787 be passed on third and final consideration, which motion prevailed by the following vote:



Ayes. . . . .	96
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

#### REQUEST TO CHANGE VOTE

MR. SPEAKER: Pursuant to Rule No. 31, I wish to express a desire to change my original stand from not voting to aye on Senate Bill No. 787 and have this statement entered in the Journal.

Rep. Steve McDaniel

#### REGULAR CALENDAR, CONTINUED

\*House Bill No. 0149 -- Banks and Financial Institutions -- Requires all loan commitments to be in writing. Amends TCA, Title 29, Ch. 2.

Rep. West moved that House Bill No. 149 be passed on third and final consideration.

Rep. Rhinehart moved to amend as follows:

#### Amendment No. 1

Amend House Bill No. 149 by deleting Section 1 in its entirety and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 29-2-101, is amended by designating the present section as subsection (a) and by adding as subsection (b) the following:

(b)

(1) No action shall be brought against a lender or creditor upon any promise or commitment to lend money or to extend credit, or upon any promise or commitment to alter, amend, renew, extend or otherwise modify or supplement any written promise, agreement or commitment to lend money or extend credit, unless the promise or agreement, upon which such action shall be brought, or some memorandum or note thereof, shall be in writing and signed by the lender or creditor, or some other person by him thereunto lawfully authorized.

(2) A promise or commitment described in paragraph (1) need not be signed by the lender or creditor, if such promise or commitment is in the form of a promissory note or other writing that describes the credit or loan and that by its terms:

(i) Is intended by the parties to be signed by the debtor but not by the lender or creditor;

(ii) Has actually been signed by the debtor; and

(iii) Delivery of which has been accepted by the lender or creditor.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. West moved that House Bill No. 149, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	95
Noes. . . . .	1

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L.

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(Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 95.

Representatives voting no were: Phillips -- 1.

A motion to reconsider was tabled.

**House Bill No. 1192 -- AIDS --** Requires certain AIDS prevention educational materials place primary emphasis on abstinence from premarital intimacy and on avoidance of drug abuse. Amends TCA, Title 49, Ch. 1, Pt. 1.

Rep. West moved that House Bill No. 1192 be passed on third and final consideration.

Rep. Davidson moved to amend as follows:

**Amendment No. 1**

Amend House Bill No. 1192 by adding at the end of the amendatory language of Section 1 the following language:

in controlling the spread of AIDS.

On motion, Amendment No. 1 was adopted.

Rep. Jackson moved to amend as follows:

**Amendment No. 2**

Amend House Bill No. 1192 by adding at the end of the amendatory language in Section 1 a new sentence as follows:

Adoption of any program of AIDS education shall be permissive and shall not be required in any local education agency until adopted by the local board of education.

Rep. West moved that Amendment No. 2 be tabled, which motion prevailed by the following vote:

Ayes. . . . .	48
Noes. . . . .	45
Present and not voting. . . . .	2

Representatives voting aye were: Armstrong, Bell, Bivens, Bragg, Buck, Burnett, Clark, Coffey, Cross, Davidson, Davis (Knox), DeBerry, DePriest, Dixon, Gaia, Garrett, Henry (Roane), Herron, Hillis, Hubbard, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, Napier, Nuber, Odom, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Robinson (Davidson), Stamps, Starnes,

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Turner (Hamilton), Turner, L. (Shelby), Ussery, West, Wheeler, Whitson, Williams, Winningham, Yelton, Mr. Speaker Murray -- 48.

Representatives voting no were: Anderson, Bittle, Cain, Callicott, Chiles, Collier, Copeland, Crain, Curlee, Davis (Cocke), Davis (Gibson), Duer, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Hobbs, Holcomb, Holt, Huskey, Jackson, McDaniel, Miller, Moody, Moore (Lawrence), Niceley, Peroulas, Ridgeway, Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Turner, C. (Shelby), Webb, Wix, Wolfe, Wood -- 45.

Representatives present and not voting were: Ellis, Naifeh -- 2.

Thereupon, Rep. West moved that House Bill No. 1192, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	92
Noes. . . . .	4
Present and not voting. . . . .	1

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moore (Shelby), Napier, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wood, Yelton, Mr. Speaker Murray -- 92.

Representatives voting no were: Moody, Moore (Lawrence), Niceley, Wolfe -- 4.

Representatives present and not voting were: Naifeh -- 1.

A motion to reconsider was tabled.

House Bill No. 0381 -- Workers' Compensation -- Allows hospital records to be furnished to certain people in workers' compensation claims. Amends TCA 50-6-204.

Rep. Scruggs moved that House Bill No. 381 be reset to the Calendar for Wednesday, March 29, 1989, which motion prevailed.

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**House Bill No. 0705 -- County Officers --** Includes sheriff in definition of police officer for purposes of qualifications and eligibility for pay supplement in certain circumstances. Amends TCA, Title 38, Ch. 8.

Rep. Kent moved that House Bill No. 705 be reset to the Calendar for Wednesday, April 5, 1989, which motion prevailed.

**House Bill No. 0701 -- Election Laws --** Requires candidates for office of school superintendent to possess certificate of qualification before election qualification deadline. Amends TCA 49-2-301.

On motion, House Bill No. 701 was made to conform with Senate Bill No. 657.

On motion, **Senate Bill No. 657**, on same subject, was substituted for House Bill No. 701.

Rep. Byrd moved that Senate Bill No. 657 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	93
Noes. . . . .	2

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 93.

Representatives voting no were: Burnett, Callicott -- 2.

A motion to reconsider was tabled.

#### REQUEST TO CHANGE VOTE

MR. SPEAKER: Pursuant to Rule No. 31, I wish to express a desire to change my original stand from present and not voting to aye on House Bill No. 1192 and have this statement entered in the Journal.

Rep. Jimmy Naifeh

REGULAR CALENDAR, CONTINUED

House Bill No. 0702 -- Election Laws -- Revises method for which candidates for county road supervisor qualify for office. Amends TCA 54-7-104.

Rep. Byrd moved that House Bill No. 702 be passed on third and final consideration.

Rep. DePriest moved the previous question, which motion prevailed.

Thereupon, Rep. Byrd moved that House Bill No. 702 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	83
Noes. . . . .	14

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Cain, Chiles, Clark, Collier, Crain, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Hawkins, Head, Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, Miller, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Nuber, Odom, Peroulas, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Wix, Wood, Yelton, Mr. Speaker Murray -- 83.

Representatives voting no were: Burnett, Callicott, Coffey, Cross, Haun, Henry (Putnam), McDaniel, Moody, Niceley, Phillips, Severance, Shirley, Winningham, Wolfe -- 14.

A motion to reconsider was tabled.

\*House Joint Resolution No. 0108 -- Memorials, Government Officials -- Requests fiscal review committee to provide data on potential savings with a more restrictive use of state owned vehicles.

Rep. Love moved that House Joint Resolution No. 108 be adopted, which motion prevailed by the following vote:

Ayes. . . . .	92
Noes. . . . .	0
Present and not voting. . . . .	1

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Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Callicott, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Webb, West, Wheeler, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 92.

Representatives present and not voting were: Cain -- 1.

A motion to reconsider was tabled.

**House Joint Resolution No. 0024 -- Memorials, Government Officials -- Urges state institutions of higher learning to promote a program of conserving certain waste materials for recycling.**

Rep. Love moved that House Joint Resolution No. 24 be adopted, which motion prevailed by the following vote:

Ayes. . . . .	92
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Cain, Callicott, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 92.

A motion to reconsider was tabled.

**House Joint Resolution No. 0016 -- Sports -- Urges school superintendents to take measures necessary to reduce fighting and poor sportsmanship during high school athletic contests.**

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Rep. Love moved that House Joint Resolution No. 16 be adopted, which motion prevailed by the following vote:

Ayes. . . . .	95
Noes. . . . .	0
Present and not voting. . . . .	1

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Callicott, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 95.

Representatives present and not voting were: Cain -- 1.

A motion to reconsider was tabled.

**\*House Joint Resolution No. 0107 -- Memorials, Government Officials -- Urges department of transportation to expedite repair or replacement of Metro Center Boulevard.**

Rep. Love moved that House Joint Resolution No. 107 be adopted, which motion prevailed by the following vote:

Ayes. . . . .	91
Noes. . . . .	0
Present and not voting. . . . .	3

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Callicott, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Ellis, Gaia, Garrett, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner



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(Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 91.

Representatives present and not voting were: Cain, Givens, Holcomb -- 3.

A motion to reconsider was tabled.

**\*House Bill No. 0988 -- Courts -- Establishes procedure for disposal of controlled substances and drug paraphernalia after disposal of cases, including such items as evidence. Amends TCA 53-11-409.**

Rep. Kent moved that House Bill No. 988 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	95
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 95.

A motion to reconsider was tabled.

**House Joint Resolution No. 0159 -- Memorials, Professional Achievement -- Honors David Bohan on winning Nashville Advertising Federation's top award.**

Rep. Ellis moved that House Joint Resolution No. 159 be adopted, with the request that all voting aye be added as sponsors, which motion prevailed by the following vote:

Ayes. . . . .	96
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Cain, Callicott, Chiles, Clark,

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Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

**CONSENT CALENDAR**

**House Joint Resolution No. 0167 --** Memorials, Sports -- Honors Bill Todd on selection as member of TSSAA Hall of Fame.

**House Joint Resolution No. 0168 --** Memorials, Professional Achievement -- Commends John C. Howren, Jr. for his service to the Johnson City Board of Education.

**House Bill No. 1453 --** Monroe County -- Exempts hotels operated by state or federal government from occupancy tax. Amends Chapter 45, Private Acts of 1981, as amended.

**House Bill No. 1455 --** Murfreesboro -- Authorizes levy of impact fees on developers.

**House Bill No. 1456 --** Murfreesboro -- Revises provisions of charter relative to city services and bonding authority. Amends Chapter 429, Private Acts of 1931, as amended.

**House Bill No. 1463 --** Gibson County -- Establishes court administered safety program.

On motion, House Bill No. 1463 was made to conform with Senate Bill No. 944.

On motion, Senate Bill No. 1467 was substituted for House Bill No. 507.

**Senate Joint Resolution No. 0118 --** Memorials, Sports -- Congratulates White House High School band on performance at presidential inaugural.

Rep. Phillips moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for

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the appropriate House Bill, and that all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes. . . . .	97
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

A motion to reconsider was tabled.

#### STATEMENT REGARDING CONSENT CALENDAR VOTE

MR. SPEAKER: I wish to be recorded as voting no on House Bill No. 1455 which was on the Consent Calendar.

Rep. Bill McAfee

#### STATEMENT REGARDING CONSENT CALENDAR VOTE

MR. SPEAKER: I wish to be recorded as voting no on House Bill No. 1455 which was on the Consent Calendar.

Rep. Brenda Turner

#### HOUSE ACTION ON SENATE AMENDMENTS

House Bill No. 0457 -- Tennessee Valley Authority -- Authorizes granting police powers to certain TVA employees; grants authority for such officers to go armed. Amends TCA 39-6-1702.

Senate Amendment No. 2

Amend House Bill No. 457 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section \_\_\_\_\_. Notwithstanding any provision of law to the contrary, no cause of action arising out of any act or omission by a TVA peace officer commissioned under the provisions of this act shall be brought against the state, or any agency, official or employee thereof.

Rep. Hillis moved that the House concur in Senate Amendment(s) No(s). 2, which motion prevailed by the following vote:

Ayes. . . . .	95
Noes. . . . .	2
Present and not voting. . . . .	1

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 95.

Representatives voting no were: Jones, R. (Shelby), Turner, L. (Shelby) -- 2.

Representatives present and not voting were: DeBerry -- 1.

A motion to reconsider was tabled.

UNFINISHED BUSINESS

BILLS WITHDRAWN

On motion of Rep. Halteman, House Joint Resolution No. 165 was recalled from the Education Committee.

On motion of Rep. Halteman, House Joint Resolution No. 165 was withdrawn from the House.

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**HOUSE BILL REFERRED**

Rep. Rhinehart moved that House Bill No. 466 be recalled from the State and Local Government Committee and referred to the Finance, Ways and Means Committee, which motion prevailed.

**RULES SUSPENDED**

Rep. Winningham moved to suspend Rule No. 49, so that House Bill No. 1468, which will be passed on second consideration today, be held on the Clerk's desk rather than referred to the Calendar and Rules Committee and placed on the Consent Calendar, which motion prevailed.

**MESSAGE FROM SENATE  
March 22, 1989**

MR. SPEAKER: I am directed to request the return of House Bill No. 1446, for further consideration.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**HOUSE BILL RETURNED**

There being no objection, Rep. Pinion asked that the Clerk be directed to return House Bill No. 1446 to the Senate as requested.

**MESSAGE FROM THE GOVERNOR  
March 22, 1989**

MR. SPEAKER: I am directed by the Governor to return herewith: House Bill No. 1446, per your request.

DAVID H. WELLES,  
Counsel to the Governor.

**SPONSORS ADDED**

Without objection, the rules were suspended to allow the following members to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 196: Rep(s). Hassell, Dwight Henry, Nuber, Peroulas added as prime sponsor(s).

House Bill No. 638: Rep(s). Herron added as prime sponsor(s).

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House Bill No. 645: Rep(s). Cross added as sponsor(s).

House Bill No. 653: Rep(s). Coffey added as prime sponsor(s).

House Bill No. 667: Rep(s). Shirley added as prime sponsor(s).

House Bill No. 900: Rep(s). Stamps added as prime sponsor(s).

House Bill No. 1022: Rep(s). Kent added as prime sponsor(s).

House Bill No. 1190: Rep(s). Kent added as prime sponsor(s).

House Bill No. 1192: Rep(s). Kent, McDaniel, Stamps added as prime sponsor(s).

House Bill No. 1197: Rep(s). Callicott added as prime sponsor(s).

House Bill No. 1268: Rep(s). Ussery added as prime sponsor(s).

House Bill No. 1305: Rep(s). Stallings, Crain, Robb Robinson, Severance, Givens, McAfee, Moody, Callicott, U. A. Moore, Wolfe, C. Turner, Miller, Pinion, Cross added as prime sponsor(s).

House Bill No. 1455: Rep(s). Hobbs added as prime sponsor(s).

House Bill No. 1456: Rep(s). Hobbs added as prime sponsor(s).

House Joint Resolution No. 94: Rep(s). C. Turner added as prime sponsor(s).

House Joint Resolution No. 132: Rep(s). Ridgeway added as prime sponsor(s).

**ANNOUNCEMENTS**

The Clerk announced that pursuant to House Joint Resolution No. 452 of 1988, the THEC and TSAC has completed its joint study of availability and adequacy of financial aid programs for college and university students in Tennessee. A copy of this report is on file in the Clerk's Office.

**INTRODUCTION OF RESOLUTIONS**

House Joint Resolution No. 0169 -- Memorials, Condolence -- Honors memory of Ned Lyle, retired Army first sergeant. by \*Whitson.

The Speaker referred House Joint Resolution No. 169 to the Calendar and Rules Committee.

\*House Joint Resolution No. 0170 -- Memorials, Congress -- Urges extension of collection of reclamation fees through 2007 via P.L. 95-87. by \*Burnett.

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The Speaker referred House Joint Resolution No. 170 to the Conservation and Environment Committee.

**House Joint Resolution No. 0171 --** Memorials, Professional Achievement -- Honors Judith Peavyhouse on years of teaching and selection as Tennessean's Teacher of the Week. by \*Burnett.

The Speaker referred House Joint Resolution No. 171 to the Calendar and Rules Committee.

**House Joint Resolution No. 0172 --** Memorials, Sports -- Honors Joe Neubert on his selection to Tennessee Racing Hall of Fame. by \*Severance.

The Speaker referred House Joint Resolution No. 172 to the Calendar and Rules Committee.

**\*House Joint Resolution No. 0173 --** General Assembly, Studies -- Creates study committee to address the parking problems at community and regional colleges and University of Tennessee. by \*Severance.

The Speaker referred House Joint Resolution No. 173 to the Education Committee.

**House Joint Resolution No. 0174 --** Memorials, Condolence -- Expresses sorrow at death of Philemon Andrew "Phil" Smith. by \*Herron.

The Speaker referred House Joint Resolution No. 174 to the Calendar and Rules Committee.

**House Joint Resolution No. 0175 --** Memorials, Personal Achievement -- Congratulates Derek Jones on winning the poster contest of the Governor's Committee on Employment for People with Disabilities. by \*Turner B, \*Wood, \*Starnes, \*Robinson C B, \*McAfee, \*Copeland.

The Speaker referred House Joint Resolution No. 175 to the Calendar and Rules Committee.

**House Joint Resolution No. 0176 --** Memorials, Personal Achievement -- Congratulates Tom Hall in earning first runner-up in the poster contest of the Governor's Committee on the Employment of People with Disabilities. by \*Turner B, \*Wood, \*Starnes, \*Robinson C.B., \*McAfee, \*Copeland.

The Speaker referred House Joint Resolution No. 176 to the Calendar and Rules Committee.

**\*House Joint Resolution No. 0177 --** General Assembly, Studies -- Continues Select Joint Committee on Veterans Affairs for two years. by \*Hillis, \*Miller, \*Moore U A, \*Ussery, \*Moody, \*Ellis, \*Wix, \*DePriest, \*Yelton, \*Hobbs, \*Starnes.

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The Speaker referred House Joint Resolution No. 177 to the State and Local Government Committee.

**House Joint Resolution No. 0178** -- Memorials, Personal Achievement -- Honors Berna D. Crosby on receiving the governor's trophy/disabled citizen of the year. by \*Turner B, \*Wood, \*Starnes, \*Robinson C B, \*McAfee, \*Copeland.

The Speaker referred House Joint Resolution No. 178 to the Calendar and Rules Committee.

**\*House Joint Resolution No. 0180** -- Memorials, Government Officials -- Urges state board of education to include one half unit in government as requirement for high school diploma. by \*Halteman.

The Speaker referred House Joint Resolution No. 180 to the Education Committee.

**House Joint Resolution No. 0181** -- Memorials, Professional Achievement -- Honors Deanna Mauldin for being selected to receive Presidential Award of Excellence in Teaching. by \*Good, \*Robinson Ruth.

The Speaker referred House Joint Resolution No. 181 to the Calendar and Rules Committee.

**House Joint Resolution No. 0182** -- General Assembly, Proclamations -- Proclaims May 7-13, 1989 as Poke Sallet Festival Week. by \*Winningham.

The Speaker referred House Joint Resolution No. 182 to the Calendar and Rules Committee.

**SENATE JOINT RESOLUTIONS**  
**(Congratulatory and Memorializing)**

**Senate Joint Resolution No. 0123** -- Memorials, Recognition and Thanks -- Honors Paul L. Teeple on his volunteer service to the people of Guatemala.

The Speaker referred Senate Joint Resolution No. 123 to the Calendar and Rules Committee.

**Senate Joint Resolution No. 0124** -- Memorials, Retirement -- Honors Clyde Webster of Trousdale County on his retirement.

The Speaker referred Senate Joint Resolution No. 124 to the Calendar and Rules Committee.

**Senate Joint Resolution No. 0125** -- Memorials, Public Service -- Honors McCoy Shelton for many contributions to Cookeville.



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The Speaker referred Senate Joint Resolution No. 125 to the Calendar and Rules Committee.

**Senate Joint Resolution No. 0126 -- Memorials, Sports --** Congratulates Matt Bulow on his performance in the 1988 Paralympics in Seoul, Korea.

The Speaker referred Senate Joint Resolution No. 126 to the Calendar and Rules Committee.

**Senate Joint Resolution No. 0128 -- Memorials, Recognition and Thanks --** Recognizes Hendley family for their place in Tennessee's heritage.

The Speaker referred Senate Joint Resolution No. 128 to the Calendar and Rules Committee.

**Senate Joint Resolution No. 0129 -- Memorials, Condolence --** Honors memory of Fred Harlan Roberson.

The Speaker referred Senate Joint Resolution No. 129 to the Calendar and Rules Committee.

**Senate Joint Resolution No. 0130 -- Memorials, Professional Achievement --** Honors Walter N. Lambert on receipt of first annual Elizabeth Wells Memorial Award.

The Speaker referred Senate Joint Resolution No. 130 to the Calendar and Rules Committee.

**Senate Joint Resolution No. 0131 -- Memorials, Public Service --** Congratulates Wayne Fuson on receiving the 1988 Distinguished Volunteer award.

The Speaker referred Senate Joint Resolution No. 131 to the Calendar and Rules Committee.

**Senate Joint Resolution No. 0133 -- Memorials, Condolence --** Honors memory of Edward Eugene Loftin, former State Senator.

The Speaker referred Senate Joint Resolution No. 133 to the Calendar and Rules Committee.

**Senate Joint Resolution No. 0135 -- Memorials, Personal Achievement --** Honors Mrs. Linda Miller Mills.

The Speaker referred Senate Joint Resolution No. 135 to the Calendar and Rules Committee.

**Senate Joint Resolution No. 0136 -- Memorials, Professional Achievement --** Honors Gregory Berkeley Anderson.

The Speaker referred Senate Joint Resolution No. 136 to the Calendar and Rules Committee.

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**Senate Joint Resolution No. 0137 -- Memorials, Recognition and Thanks -- Honors Carrie Littlejohn Harris, President of Memphis Education Association.**

The Speaker referred Senate Joint Resolution No. 137 to the Calendar and Rules Committee.

**Senate Joint Resolution No. 0138 -- Memorials, Recognition and Thanks -- Honors Florine Hinds on her service to West Tennessee.**

The Speaker referred Senate Joint Resolution No. 138 to the Calendar and Rules Committee.

**Senate Joint Resolution No. 0139 -- Memorials, Professional Achievement -- Honors Elton Cummings.**

The Speaker referred Senate Joint Resolution No. 139 to the Calendar and Rules Committee.

**Senate Joint Resolution No. 0140 -- Memorials, Professional Achievement -- Honors Dr. Denise Melia Buntin.**

The Speaker referred Senate Joint Resolution No. 140 to the Calendar and Rules Committee.

**Senate Joint Resolution No. 0141 -- Memorials, Public Service -- Honors Judge Bernice Bouie Donald, U. S. Bankruptcy Court Judge, in Memphis.**

The Speaker referred Senate Joint Resolution No. 141 to the Calendar and Rules Committee.

**INTRODUCTION OF BILLS**

**House Bill No. 1465 -- Blount County -- Establishes third general sessions court; vests general sessions court with domestic relations jurisdiction. Amends Chapter 345, Private Acts of 1947, as amended. by \*Huskey, \*Anderson.**

Passed first consideration.

**House Bill No. 1466 -- Dyer County -- Authorizes remedy of certain conditions on property; authorizes placement of lien on property. by \*Holt.**

Passed first consideration.

**House Bill No. 1467 -- Business and Commerce -- Extends hours of operation of pawnbrokers in Clarksville. Amends TCA 45-6-212. by \*Head, \*Ussery.**

Passed first consideration.

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**House Bill No. 1469** -- Bradley County -- Revises membership qualifications of board of directors of Bradley County Memorial Hospital. Amends Chapter 846, Private Acts of 1947, as amended. by \*Bivens, \*Harrill.

Passed first consideration.

**House Bill No. 1470** -- Putnam County -- Revises compensation of Board of Education members. Amends Chapter 14, Private Acts of 1963, as amended. by \*Henry Dwight.

Passed first consideration.

**REPORT OF DELAYED BILLS COMMITTEE**  
**March 20, 1989**

Pursuant to Rule No. 78, having received the approval of the legislative delegation, we the undersigned members of the Delayed Bills Committee have approved the following general bill of local application: House Bill No. 1467.

Ed Murray, Speaker  
Jimmy Naifeh  
John Chiles, Jr.

**SENATE BILLS ON FIRST CONSIDERATION**

**Senate Bill No. 0115** -- Insurance, Health, Accident -- Includes mammography coverage in certain insurance policies. Amends TCA, Title 56, Ch. 7.

Held on the Clerk's desk pending third consideration of companion House Bill No. 459.

**Senate Bill No. 0150** -- Trusts -- Revises certain trust provisions and the Prudent Man Rule. Amends TCA, Title 35, Ch. 3, 35-3-114, 117; Title 35, Ch. 50.

Held on the Clerk's desk pending third consideration of companion House Bill No. 617.

**Senate Bill No. 0226** -- Courts, Jurisdiction -- Increases jurisdictional amount in general sessions court for certain causes of action. Amends TCA 29-30-211.

Held on the Clerk's desk pending third consideration of companion House Bill No. 576.

**Senate Bill No. 0333** -- Textbooks -- Authorizes LEA to spend certain funds for other specialized materials in addition to consumable workbooks. Amends TCA 49-3-310.

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Held on the Clerk's desk pending third consideration of companion House Bill No. 1380.

**Senate Bill No. 0334 -- Teachers --** Changes terminology of "teacher aide" to "educational assistant". Amends TCA 49-2-203, 49-2-301, 303, 49-3-306.

Held on the Clerk's desk on the Clerk's desk pending third consideration of House Bill No. 1378.

**Senate Bill No. 0474 -- Teachers --** Enacts "Education Truth in Reporting and Employee Protection Act of 1989". Amends TCA, Title 49.

Held on the Clerk's desk pending third consideration of companion House Bill No. 775.

**Senate Bill No. 0558 -- Education --** Prohibits discrimination against certain students who receive hospital or homebound instruction. Amends TCA, Title 49.

Held on the Clerk's desk pending third consideration of companion House Bill No. 1330.

**Senate Bill No. 0567 -- Insurance Companies, Agents, Brokers --** Revises fee to be paid on liquidation of certain insurance companies. Amends TCA 56-9-123.

Held on the Clerk's desk pending third consideration of companion House Bill No. 737.

**Senate Bill No. 0708 -- Insurance Companies, Agents, Brokers --** Provides for industrial insured captive insurance companies. Amends TCA, Title 56, Ch. 13.

Held on the Clerk's desk pending third consideration of companion House Bill No. 450.

**Senate Bill No. 1457 -- Teachers --** Allows creation of sick leave bank for teachers in Obion County to become effective at times other than August 1. Amends TCA, Title 49, Ch. 5, Pt. 8.

Held on the Clerk's desk pending third consideration of companion House Bill No. 1447.

**HOUSE BILLS ON SECOND CONSIDERATION**

**House Bill No. 1457 -- Cumberland Gap --** Passed second consideration and held on Clerk's desk pending approval by local delegation.

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**\*House Bill No. 1458** -- Highways, Roads and Bridges -- Passed second consideration and referred to the Transportation Committee.

**House Bill No. 1459** -- Kingsport -- Passed second consideration and held on Clerk's desk pending approval by local delegation.

**House Bill No. 1460** -- Kingsport -- Passed second consideration and held on Clerk's desk pending approval by local delegation.

**House Bill No. 1461** -- Kingsport -- Passed second consideration and held on Clerk's desk pending approval by local delegation.

**House Bill No. 1462** -- Kingsport -- Passed second consideration and held on Clerk's desk pending approval by local delegation.

**House Bill No. 1464** -- Henry County -- Passed second consideration and held on Clerk's desk pending approval by local delegation.

**House Bill No. 1468** -- Red Boiling Springs -- Passed second consideration and held on Clerk's desk pending approval by local delegation.

#### **REPORTS FROM STANDING COMMITTEES**

##### **COMMERCE**

**March 21, 1989**

MR. SPEAKER: Your Commerce Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 319 (as amended), 399, 475 (as amended), 597, 624, 669, 720 (as amended), 737, 811 (as amended), 861, and 1006 (as amended).

We further report that the following was/were considered but failed to pass: House Bill No. 137 (as amended).

**RHINEHART, Chairman.**

Under the rules, House Bill(s) No(s). 319 (as amended), 399, 475 (as amended), 597, 624, 669, 720 (as amended), 737, 811 (as amended), 861, and 1006 (as amended); was/were transmitted to the Calendar and Rules Committee.

##### **EDUCATION**

**March 21, 1989**

MR. SPEAKER: Your Education Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 368 (as amended), 448 (as amended), 932 (as amended), 1029 and 1447.

**WEDNESDAY, MARCH 22, 1989 -- TWENTY-THIRD LEGISLATIVE DAY**

We further recommend that, pursuant to **Rule No. 72**, House Bill(s) No(s). 420 be referred to the Finance, Ways and Means Committee.

DAVIDSON, Chairman.

Under the rules, House Bill(s) No(s). 368 (as amended), 448 (as amended), 932 (as amended), 1029 and 1447; was/were transmitted to the Calendar and Rules Committee.

Pursuant to **Rule No. 72**, the Speaker referred House Bills (s) No(s). 420 to the Finance, Ways and Means Committee.

**FINANCE, WAYS AND MEANS**  
**March 21, 1989**

MR. SPEAKER: Your Finance, Ways and Means Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 197 (as amended), 311, 443, 625, 647, 728 (as amended), 761, 762 (as amended), 1096 (as amended) and 1338.

BRAGG, Chairman.

Under the rules, House Bill(s) No(s). 197 (as amended), 311, 443, 625, 647, 728 (as amended), 761, 762 (as amended), 1096 (as amended) and 1338; was/were transmitted to the Calendar and Rules Committee.

**GOVERNMENT OPERATIONS**  
**March 21, 1989**

MR. SPEAKER: Your Government Operations Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 34 (as amended), 38 (as amended) and 1321.

KING, Chairman.

Under the rules, House Bill(s) No(s). 34 (as amended), 38 (as amended) and 1321; was/were transmitted to the Calendar and Rules Committee.

**JUDICIARY**  
**March 21, 1989**

MR. SPEAKER: Your Judiciary Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 75 (as amended), 77, 154, 288, 391 (as amended), 409, 458, 467 (as amended), 568, 697 (as amended), 698, 893 (as amended), 901, 919, 1007 and 1335; and for adoption: House Joint Resolution(s) No(s). 131.

**WEDNESDAY, MARCH 22, 1989 -- TWENTY-THIRD LEGISLATIVE DAY**

We further recommend that, pursuant to **Rule No. 72**, House Bill(s) No(s). 385 be referred to the Committee on Finance, Ways and Means.

BUCK, Chairman.

Under the rules, House Bill(s) No(s). 75 (as amended), 77, 154, 288, 391 (as amended), 409, 458, 467 (as amended), 568, 697 (as amended), 698, 893 (as amended), 901, 919, 1007 and 1335; and House Joint Resolution(s) No(s). 131; was/were transmitted to the Calendar and Rules Committee.

Pursuant to **Rule No. 72**, the Speaker referred House Bill(s) No(s). 385 to the Finance, Ways and Means Committee.

**STATE AND LOCAL GOVERNMENT**  
**March 21, 1989**

MR. SPEAKER: Your State and Local Government Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 2, 57 (as amended), 85, 165, 166, 389, 447, 473, 474 (as amended), 587, 773 (as amended), 774, 779 (as amended), 827, 840 (as amended), 872 (as amended), 968 (as amended), 970 (as amended), 1050, 1054, 1057, 1072 (as amended), 1073, 1095, 1099 (as amended), 1126, 1136, 1205, 1251, 1282 and 1411 (as amended).

MILLER, Chairman.

Under the rules, House Bill(s) No(s). 2, 57 (as amended), 85, 165, 166, 389, 447, 473, 474 (as amended), 587, 773 (as amended), 774, 779 (as amended), 827, 840 (as amended), 872 (as amended), 968 (as amended), 970 (as amended), 1050, 1054, 1057, 1072 (as amended), 1073, 1095, 1099 (as amended), 1126, 1136, 1205, 1251, 1282 and 1411 (as amended); was/were transmitted to the Calendar and Rules Committee.

**TRANSPORTATION**  
**March 21, 1989**

MR. SPEAKER: Your Transportation Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 279, 408 (as amended), 422, 841 (as amended), 852 and 1165 (as amended).

ROBINSON, Chairman.

Under the rules, House Bill(s) No(s). 279, 408 (as amended), 422, 841 (as amended), 852 and 1165 (as amended); was/were transmitted to the Calendar and Rules Committee.

WEDNESDAY, MARCH 22, 1989 -- TWENTY-THIRD LEGISLATIVE DAY

**CONSERVATION AND ENVIRONMENT**

**March 22, 1989**

MR. SPEAKER: Your Conservation and Environment Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 100 (as amended), 867 (as amended), 1139 and 1193.

We further recommend that, pursuant to **Rule No. 72**, House Bill(s) No(s). 1144 and 1305 (as amended) be referred to the Finance, Ways and Means Committee.

HILLIS, Chairman.

Under the rules, House Bill(s) No(s). 100 (as amended), 867 (as amended), 1139 and 1193; was/were transmitted to the Calendar and Rules Committee.

Pursuant to **Rule No. 72**, the Speaker referred House Bill(s) No(s). 1144 and 1305 (as amended) to the Finance, Ways and Means Committee.

**GENERAL WELFARE**

**March 22, 1989**

MR. SPEAKER: Your General Welfare Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 156, 367, 707 (as amended), 1018, and 1040 (as amended).

We further recommend that, pursuant to **Rule No. 72**, House Bill(s) No(s). 481 be referred to the Finance, Ways and Means Committee.

STARNES, Chairman.

Under the rules, House Bill(s) No(s). 156, 367, 707 (as amended), 1018 and 1040 (as amended); was/were transmitted to the Calendar and Rules Committee.

Pursuant to **Rule No. 72**, the Speaker referred House Bill(s) No(s). 481 to the Finance, Ways and Means Committee.

**LABOR AND CONSUMER AFFAIRS**

**March 22, 1989**

MR. SPEAKER: Your Labor and Consumer Affairs Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 860 (as amended).

ELLIS, Chairman.



**WEDNESDAY, MARCH 22, 1989 -- TWENTY-THIRD LEGISLATIVE DAY**

Under the rules, House Bill(s) No(s). 860 (as amended); was/were transmitted to the Calendar and Rules Committee.

**ENGROSSED BILLS**

**March 22, 1989**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill(s) No(s). 383, 524, 653 and 990; and House Joint Resolution(s) No(s). 179; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,  
Chief Engrossing Clerk.

**MESSAGE FROM THE GOVERNOR**

**March 22, 1988**

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bill(s) No(s). 22, 23, 58 and 678; and House Joint Resolution(s) No(s). 128, 130, 134, 135, 136, 137, 138 and 139, with his approval.

DAVID H. WELLES,  
Counsel to the Governor.

**ENGROSSED BILLS**

**March 22, 1989**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill(s) No(s). 149, 539, 702, 988, 1192, 1453, 1455, and 1456; and House Joint Resolution(s) No(s). 16, 24, 107, 108, 159, 167 and 168; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,  
Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE**

**March 22, 1989**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 167; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

WEDNESDAY, MARCH 22, 1989 -- TWENTY-THIRD LEGISLATIVE DAY

MESSAGE FROM THE SENATE

March 22, 1989

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 629; substituted for Senate Bill(s) on same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

MESSAGE FROM THE SENATE

March 22, 1989

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 191; substituted for Senate Bill(s) on same subject(s), amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

MESSAGE FROM THE SENATE

March 22, 1989

MR. SPEAKER: I am directed to return to the House, Senate Bill No. 1171.

The Senate nonconcurred in House Amendment(s) No(s). 1.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

MESSAGE FROM THE SENATE

March 22, 1989

MR. SPEAKER: I am directed to return to the House, Senate Bill No. 1191.

The Senate nonconcurred in House Amendment(s) No(s). 1.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

MESSAGE FROM THE SENATE

March 22, 1989

MR. SPEAKER: I am directed to return to the House, House Bill No. 1446.

**WEDNESDAY, MARCH 22, 1989 -- TWENTY-THIRD LEGISLATIVE DAY**

The Senate lifted the tabling motion, reconsidered passage of the bill, adopted Amendment No. 1, then repassed the bill on third and final consideration, as amended.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**MESSAGE FROM THE SENATE**  
**March 22, 1989**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 151; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**Senate Joint Resolution No. 0151 --** Memorials, Personal Achievement -- Congratulates James Kevin Staggers on being selected for the American Musical Ambassadors Band.

**MESSAGE FROM THE SENATE**  
**March 22, 1989**

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 165, 227, 641, 690, 863, 959, 1100, 1232 and 1301; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**\*Senate Bill No. 0165 --** Sunset Laws -- Extends termination date of services delivery council. Amends TCA, Title 4, Chs. 3, 29.

**\*Senate Bill No. 0227 --** Courts, Jurisdiction -- Increases jurisdictional amount in certain courts. Amends TCA 19-1-109.

**\*Senate Bill No. 0641 --** Public Employees -- Allows local governments to pay for defense of certain employees. Amends TCA, Title 29, Ch. 20.

**Senate Bill No. 0690 --** Public Contracts -- Revises certain provisions relative to bonds required for certain public works contracts. Amends TCA 12-4-201.

**\*Senate Bill No. 0863 --** Banks and Financial Institutions -- Revises authority of banks concerning securities and investment functions. Amends TCA 45-2-607. Repeals TCA 45-2-615.

**\*Senate Bill No. 0959 --** Local Education Agency -- Requires opening of schools after Labor Day; provides certain exceptions. Amends TCA, Title 49.

**WEDNESDAY, MARCH 22, 1989 -- TWENTY-THIRD LEGISLATIVE DAY**

**Senate Bill No. 1100 -- Sewage --** Requires commercial boating facilities to provide sewage disposal facilities. Amends TCA, Title 69.

**\*Senate Bill No. 1232 -- Insurance, Fire and Casualty --** Requires insurer to state reason for nonrenewal of certain kinds of insurance policies upon request of insured. Amends TCA, Title 56, Ch. 7.

**\*Senate Bill No. 1301 -- Consumer Protection --** Declares certain acts or practices of certain promotional schemes to be unfair or deceptive. Amends TCA, Title 47, Ch. 18, Pt. 1.

**REPORT OF COMMITTEE ON CALENDAR AND RULES  
March 21, 1989**

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Thursday, March 23, 1989: House Bill(s) No(s). 1046, 638, 1042, 739, 1039, 522, 710, 206, 939, 667, 900 and 996.

PHILLIPS, Chairman.

**REPORT OF COMMITTEE ON CALENDAR AND RULES  
March 21, 1989**

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Monday, March 27, 1989: House Bill(s) No(s). 362, 645 and 293.

PHILLIPS, Chairman.

**REPORT OF COMMITTEE ON CALENDAR AND RULES  
CONSENT CALENDAR  
March 21, 1989**

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bill(s) and/or resolution(s) on the Consent Calendar for Thursday, March 23, 1989: House Bill(s) No(s). 668, 793, 306, 753; House Joint Resolution(s) No(s). 123; and House Bill(s). No(s). 363.

PHILLIPS, Chairman.

**WEDNESDAY, MARCH 22, 1989 -- TWENTY-THIRD LEGISLATIVE DAY**

**REPORT OF COMMITTEE ON CALENDAR AND RULES  
March 22, 1989**

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Monday, March 27, 1989: House Bill(s) No(s). 295, 1197, 161, 548, 545, 290; House Joint Resolution(s) No(s). 36; and House Bill(s) No(s). 287, 286 and 869.

PHILLIPS, Chairman.

**REPORT OF COMMITTEE ON CALENDAR AND RULES  
March 22, 1989**

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Wednesday, March 29, 1989: House Bill(s) No(s). 680 and 806.

PHILLIPS, Chairman.

**LOCAL BILLS TRANSMITTED TO CALENDAR AND RULES  
March 22, 1989**

In accordance with Rule No. 48, the following local bill(s), having received authorization for passage by the local legislative delegation, was/were transmitted to the Calendar and Rules Committee: House Bill(s) No(s). 881, 1452, 1457, 1459, 1460, 1461, 1462 and 1464.

**REPORT OF COMMITTEE ON CALENDAR AND RULES  
CONSENT CALENDAR  
March 22, 1989**

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bill(s) and/or resolution(s) on the Consent Calendar for Thursday, March 23, 1989: House Bill(s) No(s). 782, 273, 117 and 526; House Joint Resolution(s) No(s). 96; House Bill(s) No(s). 881, 1452, 1457, 1459, 1460, 1461, 1462, 1464; Senate Joint Resolution(s) No(s). 123, 124, 125, 126, 128, 129, 130, 131, 133, 135, 136, 137, 138, 139, 140 and 141; and House Joint Resolution(s) No(s). 169, 171, 172, 174, 175, 176, 178 and 181.

PHILLIPS, Chairman.

ROLL CALL

The roll call was taken with the following results:

Present . . . . . 96

Representatives present were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

On motion of Rep. Naifeh, the House adjourned until 9:00 a.m., Thursday, March 23, 1989.